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LINCOLN SQUARE LEGAL SERVICES, INC.

Fordham University School of Law 150 West 62nd Street, Ninth Floor New York, NY 10023 Tel 212-636-6934 Fax 212-636-6923

November 4, 2020

VIA ECF

Honorable P. Kevin Castel United States District Judge Southern District of New York Daniel Patrick Moynihan Courthouse 500 Pearl Street New York, NY 10007

Re: <u>U.S. v. Hilton Marrero</u> 11 Cr 568 (PKC) So Ordered:

Hon. P. Kevin Castel, U.S.D.J.

Dear Judge Castel:

We represent Mr. Hilton Marrero in the above-referenced case, for which we have a hearing scheduled for Monday, November 9, 2020 at 12:00 p.m. We write, with the government's consent, to respectfully request to have a law student intern assist in the hearing.

Application Granted.

I am a clinical law professor at Fordham, and work alongside students to represent our clients in the Fordham Law School Clinic via our non-profit firm, Lincoln Square Legal Services, Inc. While we understand that students do not typically argue criminal matters, the Southern District of New York allows students to assist in civil matters, including habeas petitions. We see the upcoming argument for a sentencing reduction as more akin to a habeas petition than a preconviction criminal proceeding, where the interests of having counsel present arguments are stronger. We also note that the Second Circuit permits student arguments in criminal appeals. Finally, we know that some defendants proceed *pro se* in these motions, which gives us additional reason to believe that student argument here would not be inappropriate.

Importantly, Mr. Marrero has not only consented to a student arguing, as documented in the enclosed Law Student Appearance form, he has explicitly requested it. My colleague, Jennifer Louis-Jeune, and I will be on the call and will supplement the argument as necessary. The students, under our supervision, wrote the opening request and the reply. They are well-versed in the issues.

We appreciate the Court's consideration of this request.

Respectfully submitted,
/s/ Michael W. Martin
Michael W. Martin
Executive Director
Lincoln Square Legal Services, Inc.
Attorney for Defendant

Encl.

cc: AUSA Thomas S. Burnett (by ECF)

	ED STATES DISTRICT ( THERN DISTRICT OF N			
United States			No. 11 Cr 568 (PKC)	
Hilton	V. Магтего		LAW STUDENT INTERN APPEARANCE FORM	
1. L	aw Student Certification			
	certify that:			
	a) I am duly enrolled in _	Fordham	law school	
ŋ	<ul> <li>in accordance with part (c)(1) of the Student Practice Rule of the Southern District of New York.</li> <li>(b) I am receiving no compensation from the client in accordance with part (c)(6) of the Student Practice Rule of the Southern District of New York.</li> <li>(c) I am familiar and will comply with the Code of Professional Responsibility of the</li> </ul>			
_	American Bar Associa	ition. federal procedural and	evidentiary rules relevant to the action in	
	November 4, 2020		Cligabeth Marley (Signature of Student)	
-	(date)		(Signature of Student)	
	·		Elizabeth Marley	
			(Print Name)	
2. C	Certification of Law School Dean or Authorized Designee			
1	I certify that this student:			
,	(a) has completed at least two semesters of law school work and is a participant in an approved clinical program;			
(1	b) is qualified, to the best by this rule, and	of my knowledge, to p	provide the legal representation permitted	
(0	that Jennifer Louis-Jeune		who will serve as supervising	
	attorney, is a participant in a clinical program approved by this school.			
	November 4, 2020		Whattant	
_	(date)	(Si	ignature of Dean or Authorized Designee)	
Michael Martin			uthorized Designee	
	(Print Name)		(Position of Above)	

	· .		
<b>}.</b>	Consent of Supervising Attorney		
	As a member of the bar of the United States Distri York, I will:	ct Court for the Southern District of New	
	(a) assume personal professional responsibility for this student's work;		
	<ul><li>(b) assist this student to the extent necessary;</li><li>(c) authorize this student to appear in court or at</li></ul>	other proceedings, and to prepare	
	(c) authorize this student to appear in court or at documents, and	other proceedings, and to propage	
	(d) appear with this student in all proceedings be	fore the Court.	
	November 4, 2020	kun fir R. Foreis Jeune	
	(date)	Signature of Attorney)	
		Jennifer Louis-Jeune	
		(Print Name)	
		<b>X</b>	
4.	Consent of Client or United States Attorney		
	I authorize this student:		
	<ul><li>(a) to appear in court or at other proceedings on r</li><li>(b) to prepare documents on my behalf.</li></ul>	my behalf, and	
	I am aware that he/she is not admitted to the bar at United States District Court, Southern District of	nd that he/she will appear pursuant to the New York, Student Practice Rule.	
	11/2/2020 (date)	Hetten Marre (Signature of Attorney)	
	(date)	· -	
		Hilton Marrero	
		(Print Name)	
	(If more than one client is involved, approvals from is involved, approvals from named plaintiffs shall	m each shall be attached. If a class action be attached.)	
5.	Consent of Judge		
	I authorize this student:		
	<ul><li>(a) to appear in court or other proceedings on bel</li><li>(b) to prepare documents on behalf of the above</li></ul>	half of the above client, and client.	
		(Signature of Judge)	
	(date)		
		Judge P. Kevin Castel	
		(Print Name)	